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7 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

8
9 STEPHANIE L. PICKERING and TERRY A.
O'KEEFE,

10 Plaintiffs,

11 v.

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13 BANK OF AMERICA HOME LOANS;
14 BANK OF AMERICA, N.A.; QUALITY
15 LOAN SERVICING CORP. WASHINGTON;
16 MORTGAGE ELECTRONIC
REGISTRATION SYSTEM ("MERS"); and
DOES 1-10, Inclusively,

17 Defendants.

Case No. C15-1983 RSM

ORDER GRANTING DEFENDANT
MORTGAGE ELECTRONIC
REGISTRATION SYSTEM, INC.'S
MOTION TO DISMISS PLAINTIFFS'
SECOND AMENDED COMPLAINT
FOR VIOLATION OF REAL ESTATE
SETTLEMENT PROCEDURES ACT
(RESPA) 12 CFR 1024.41

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19 THIS MATTER having come before the Court upon the filing of Defendant Mortgage
20 Electronic Registration Systems Inc.'s Motion to Dismiss Plaintiffs' Second Amended
21 Complaint for Violation of Real Estate Settlement Procedures Act (RESPA) 12 CFR 1024.41
22 (the "Motion") pursuant to Federal Rule of Civil Procedure 12(b)(6); all parties having been
23 given notice and an opportunity to respond; the Court having reviewed all pleadings filed by
24 all parties relating to the Motion; and the Court having reviewed the records and files herein, it
25 is hereby:

26
27 ORDERED that Defendant Mortgage Electronic Registration Systems Inc.'s Motion is
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ORDER GRANTING DEFENDANT
MORTGAGE ELECTRONIC REGISTRATION
SYSTEM, INC.'S MOTION TO DISMISS
PLAINTIFFS' SECOND AMENDED
COMPLAINT - 1



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1 GRANTED; and it is

2 FURTHER ORDERED that the claims of Plaintiffs Stephanie Pickering and Terry A.
3 O'Keefe are dismissed in their entirety, with prejudice, and without leave to amend, as to
4 Defendant Mortgage Electronic Registration Systems Inc.
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7 DATED this 13th day of April 2018.
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10 RICARDO S. MARTINEZ
11 CHIEF UNITED STATES DISTRICT JUDGE

12 *Presented by:*

13 WITHERSPOON · KELLEY
14

15 *s/Michael J. Kapaun*

16 Michael J. Kapaun, WSBA # 36864

17 *Attorneys for Defendant Mortgage Electronic*
18 *Registration Systems, Inc. (erroneously sued as*
19 *"Mortgage Electronic Registration Systems")*
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